

BILL NO. S-97-01-- 08

SPECIAL ORDINANCE NO. S- 17-97

AN ORDINANCE DESIGNATING THE BOARD OF PUBLIC WORKS AS LEASING AGENT FOR THE CITY OF FORT WAYNE, INDIANA; APPROVING THE LEASE OF VARIOUS VEHICLES AND EQUIPMENT ITEMS BY THE CITY OF FORT WAYNE; APPROVING A FORM OF LEASE; AUTHORIZING ACCEPTANCE OF A LESSOR; AND APPROVING OTHER ACTIONS WITH RESPECT THERETO.

WHEREAS, the City of Fort Wayne, Board of Public Works needs to acquire various vehicles and equipment items for use by the City of Fort Wayne Police Department for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated the leasing of various vehicles and equipment items and has let bids therefore; and

WHEREAS, various bids have been let for the acquisition of various vehicles and equipment items and Common Council approval of the acquisition of said various vehicles and equipment items is pending; and

WHEREAS, this Common Council now deems it in the public interest to lease said various vehicles and equipment items rather than purchase said items; and

WHEREAS, sufficient net revenues are available from the City to make lease rental payments on a timely basis as required for the leasing of various vehicles and equipment items; and

1 accordance with bidding procedures of this City and accordingly subject to
2 approval by this Common Council, however, the gross cost for such
3 purchases shall not exceed _____ Dollars (\$_____).

4
5 **SECTION 3.** The form of the lease, with option to purchase
6 for said lease is attached hereto as a part hereof, as Exhibit "B." This form
7 of lease, with option to purchase, shall be used by the City for the
8 transactions herein contemplated and said form of lease is hereby
9 approved and ratified. This lease form may be modified only to the extent
10 that such modifications are not material in form or consideration. Authority
11 is hereby given for the Board of Public Works to enter into the lease upon
12 the determination by the Corporation Counsel.
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14 **SECTION 4.** The Board of Public Works of the City of Fort
15 Wayne is hereby empowered and authorized to award lessor rights to the
16 most responsive and responsible bidder.
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18 **SECTION 5.** The Mayor and the Board of Public Works are
19 empowered and authorized to execute, on behalf of the City, leases and
20 other documents as contemplated herein with lessor so selected.
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1 **WHEREAS**, a form of lease with option to purchase has been
2 reviewed and is deemed appropriate for the lease of said various vehicles and
3 equipment items by the City; and

4 **WHEREAS**, notices have been published requesting proposals
5 from lessors to acquire the various vehicles and equipment items and to lease
6 same to the City, pursuant to the terms and conditions contained in the form of
7 lease; and

8 **WHEREAS**, the proposed lease provides for fair and reasonable
9 rental and other equitable terms and conditions and, further, that the execution
10 of said lease will permit the use and acquisition of said various vehicles and
11 equipment items within the present financial capabilities of the City and
12 therefore same is in the public interest.

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14 **NOW, THEREFORE, BE IT ORDAINED BY THE COMMON**
15 **COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**
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17 **SECTION 1.** This Common Council finds that the Board of
18 Public Works should be and hereby is designated as the leasing agent for
19 the City of Fort Wayne, Indiana, for the transaction herein contemplated.

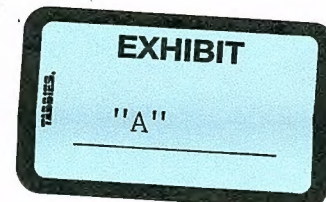
20 **SECTION 2.** The Common Council of the City of Fort Wayne
21 hereby authorizes the City to lease, as lessee, those various vehicles and
22 equipment items listed on the attached Exhibit "A," made a part hereof. It is
23 understood that the exact lessor purchase costs for such various vehicles
24 and equipment items listed on the Exhibit "A" shall be determined in
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SECTION 6. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Council Member

APPROVED AS TO FORM
AND LEGALITY

Timothy McCaulay
Timothy McCaulay, City Attorney



NOTICE TO BID
VEHICLE AND EQUIPMENT
LEASE FINANCING

Notice is hereby given that sealed bids will be received by the Board of Public Works of the City of Fort Wayne, as leasing agent for the City of Fort Wayne, for a 60 month lease with option to purchase for various vehicles and items of capital equipment for use by the City of Fort Wayne Police Department, until 5:00 PM on February 4, 1997, at the office of the Board of Public Works, 9th Floor, City-County Building, Fort Wayne, Indiana, 46802. Any bid received after this designated time will be returned unopened.

The bid should be prepared for a "Non-Qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in his or her bid:

- 1.) The cash purchase price without regard to the lease agreement for all of the vehicles and capital equipment items listed below.
- 2.) The total lease rental price based on a 60 month lease period with funds available for purchases on March 1, 1997 and lease payments commencing no sooner than July 1, 1997. Bids should be submitted with both monthly and semi-annual payment schedules assuming payments made in advance.
- 3.) The interest and lease factor used to determine the amount of the payments.
- 4.) Amortization schedules based on the above information including the amount of any interest charges that will accrue for the period from March 1, 1997 through July 1, 1997.
- 5.) A provision in the lease providing for an option to purchase the vehicles and capital equipment items.
- 6.) A schedule of the option purchase price and at each time when an option may be executed.
- 7.) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.

The vehicles and equipment items and their estimated unit cost are detailed below.

<u>ITEM</u>	<u>APPROX UNIT COST</u>	<u>QUANTITY</u>	<u>NOT TO EXCEED TOTAL COST</u>	<u>VENDOR</u>
CROWN VICTORIA POLICE CRUISERS INCLUDING EQUIPMENT	\$22,740	68	\$1,546,320	ALLEN CO. MTRS.
UNMARKED VEHICLES	\$17,408	19	\$ 330,740	BEN DAVIS CHEV.
PICK-UP TRUCKS	\$23,000	2	\$ 46,000	BEN DAVIS CHEV.
VANS	\$15,467	3	\$ 46,400	TO BE DETERMINED
TOTAL			<u>\$1,969,460</u>	

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before March 1, 1997.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the Instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Linda Buskirk, Director, Board of Public Works

C. James Owen, Member

Terrance McCaffrey, Member

Read the first time in full and on motion by Crawford,
and duly adopted, read the second time by title and referred to the
Committee on Finance (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne,, Indiana, on _____, the _____ day of _____
19____, at _____ o'clock
M., E.S.T.

DATED: 1-28-97

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Crawford,
and duly adopted, placed on its passage. PASSED lost
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT:
TOTAL VOTES	<u>7</u>			<u>2</u>
BENDER	<u>✓</u>			
CRAWFORD	<u>✓</u>			
EDMONDS	<u>✓</u>			
HALL	<u>✓</u>			
HAYHURST	<u>✓</u>			
HENRY				<u>✓</u>
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT				<u>✓</u>

DATED: 2-11-97

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as —(ANNEXATION) —(APPROPRIATION) —(GENERAL)

(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. I-17-97
on the 11th day of February, 1997

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Rebecca Perrine
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 12th day of February, 1997.
at the hour of 10:30 o'clock A. M., E.S.T.

Approved and signed by me this 14th day of February,
1997, at the hour of 7:30 o'clock A. M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR



Fort Wayne - World Class

M E M O R A N D U M

to: Members of City Council
from: David K. Sedestrom, Deputy Controller
subject: 1997 Police Equipment Lease
date: January 21, 1997

Attached is a resolution pertaining to the lease financing associated with the purchase of various vehicles and items of capital equipment for use by the City of Fort Wayne Police Department (see Exhibit "A"). The Board of Public Works is in the process of obtaining bids, with opening and award scheduled for Wednesday February 5, 1997. While exact details will not be available until after bid opening, it is anticipated that a 60 month lease, utilizing either semi-annual or monthly payment schedules, will be employed with an interest rate of approximately 6.5%. Once a bid award is made, the actual lease financing information will be summarized and distributed to council.

Listed below are estimated financing figures based on the above assumption and information on prior police equipment financing:

Estimated amount to be financed: \$1,969,460
Estimated interest rate and term: 6.5%, 5 years

<u>Year</u>	<u>Est. Annual Cost</u>
1997	\$233,836
1998	\$467,672
1999	\$467,672
2000	\$467,672
2001	\$467,672
2002	<u>\$233,836</u>
Total Payments	\$2,338,360
Total Est. Interest	\$368,900

Prior Police Financing Outstanding:

<u>Lease Year</u>	<u>Rate</u>	<u>Amount Financed</u>	<u>Annual Amount</u>	<u>Final Payment</u>
1993	6.00%	\$ 630,605	\$155,852	Aug-96
1994	5.95%	\$ 437,429	\$102,414	Aug-99
1995	6.19%	\$1,049,875	\$244,679	Apr -00
1996	5.15%	\$1,780,020	\$405,124	July -01

EXHIBIT A

ITEMS FOR 1997 POLICE EQUIPMENT LEASE

Item	Approximate Unit Cost	Quantity	Not To Exceed Total Cost	Vendor
Crown Victoria Police Cruisers Including Equipment	\$ 22,740	68	\$ 1,546,317	Allen County Motors
Various Unmarked Police Vehicles	\$ 17,408	19	\$ 330,743	Ben Davis Chevrolet
Pick-up Trucks	\$ 23,000	2	\$ 46,000	Ben Davis Chevrolet
Specialty Vans	\$ 15,467	3	\$ 46,400	To Be Determined
TOTAL			<u>\$ 1,969,460</u>	

DIGEST SHEET

TITLE OF ORDINANCE SPECIAL ORDINANCE

DEPARTMENT REQUESTING ORDINANCE CONTROLLER'S OFFICE

SYNOPSIS OF ORDINANCE 1. APPROVES FINANCING OF VARIOUS VEHICLES AND EQUIPMENT
ITEMS FOR THE POLICE DEPARTMENT;
2. FUNDS CAN BE RELEASED TO PAY VENDORS.

EFFECT OF PASSAGE APPROVES LEASE/VEHICLES AND EQUIPMENT CAN BE LEASED.

EFFECT OF NON-PASSAGE VEHICLES AND EQUIPMENT CANNOT BE LEASED.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS)

ASSIGNED TO COMMITTEE (PRESIDENT) _____

BILL NO. S-97-01-08

REPORT OF THE COMMITTEE ON FINANCE

JOHN N. CRAWFORD - DONALD J. SCHMIDT - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON FINANCE TO WHOM
WAS REFERRED AN (ORDINANCE) (~~RESOLUTION~~) designating the Board
of Public Works as leasing agent for the City of Fort Wayne, Indiana;
approving the lease of various vehicles and equipment items by the City of
Fort Wayne; approving a form of lease; authorizing acceptance of a lessor;
and approving other actions with respect thereto

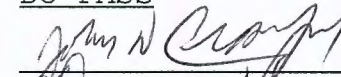
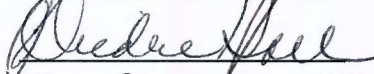
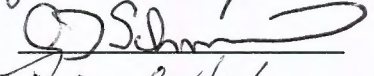
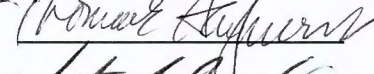
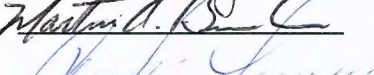


HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
_____	_____	_____	_____

DATED: 2-11-97.

Sandra E. Kennedy
City Clerk